



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

*Crystal Williams (2nd AL) Chair, Theresa Galvin (6th) Vice Chair,
Garry J. Baker (1st AL), Tony Miller (3rd AL), Scott Burnett (1st),
Alfred Jordan (2nd), Dennis Waits (3rd), Dan Tarwater III (4th), Greg Grounds (5th)*

Jackson County Courthouse
415 East 12th Street, 2nd floor
Kansas City, Missouri 64106
(816)881-3242

Monday, October 31, 2016

2:30 PM

Fortieth Regular Meeting

K.C. Legislative Assembly Area, Kansas City, Missouri

Crystal Williams, Chair, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Excused 1 - Dennis Waits

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

A motion was made by Dan Tarwater III, seconded by Tony Miller to approve the journal of the previous meeting held on October 24, 2016. The motion passed by a voice vote.

4 HEARINGS

None.

5 COMMUNICATIONS AND REPORTS OF THE COUNTY EXECUTIVE

Frank White Jr., County Executive, thanked Stacey Daniels-Young, Director of COMBAT and her staff for education pieces to get ready for the November 8th election. He also thanked Jean Peters Baker, Prosecuting Attorney, for her tireless work to promote COMBAT and taking the lead in the effort to get this tax passed. He also thanked Calvin Williford, Chief Economic Development Officer and Executive Director of the Rock Island Rail Corridor Authority, for his leadership in promoting the approval of the motor vehicle sales tax.

Stephen Nixon, Chief County Counselor, introduced Whitney Miller, attorney in the County Counselor's office. Whitney Miller received the Associate of the Month Award for September 2016.

Resolution #19302 was adopted at this time. See page 8 for details.

Jeanette McDaniel-Fairley, Criminal Records Administrator with the Department of Corrections, received her 35 year service pin.

*A motion was made by Theresa Galvin, seconded by Dan Tarwater III, to excuse the absence of Dennis Waits.
The motion passed by a voice vote.*

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[4917](#) Public Works Committee moved to perfect. Consent Agenda.

7 FINAL PASSAGE OF PROPOSED ORDINANCES

[4900](#) Consent Agenda.

[4901](#) Consent Agenda.

[4902](#) Consent Agenda.

[4903](#) Consent Agenda.

[4913](#) Consent Agenda.

[4914](#) Consent Agenda.

8 RESOLUTIONS IN COMMITTEE

[19279](#) A RESOLUTION designating Visit KC - the Convention and Visitors Bureau of Greater Kansas City as the official Western Jackson County, Missouri, Destination Marketing Organization (DMO) for the Missouri Division of Tourism's Cooperative Marketing Program.
(Finance and Audit Committee - 2nd. Meeting)

[19291](#) Finance and Audit Committee moved to adopt. Consent Agenda.

[19292](#) Land Use Committee moved to adopt. Consent Agenda.

[19293](#) Justice and Law Enforcement Committee moved to adopt. Consent Agenda.

[19294](#) Health and Environment Committee moved to adopt. Consent Agenda.

[19297](#) A RESOLUTION awarding a contract on Request for Qualifications 44-15 for the furnishing of professional consulting services related to the Rock Island Railroad Corridor shared use path for use by the Rock Island Railroad Corridor Authority to Burns & McDonnell of Kansas City, MO, at an actual cost to the County not to exceed \$1,884,650.00.
(Finance and Audit Committee - 1st. Meeting)

9 CONSENT AGENDA

[4917](#) AN ORDINANCE appropriating \$95,947.00 from the undesignated fund balance of the 2016 General Fund and awarding a contract for the furnishing of upgrades to the Downtown Kansas City Courthouse HVAC software system for use by the Facilities Management Division of the Public Works Department to Johnson Controls of Lenexa, KS, at a cost to the County not to exceed \$95,947.00, as a sole source purchase.
(PERFECTED)

[4900](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 39.87 ± acre tract from District AG (Agricultural) to District RR (Residential Ranchette), and creating a seven-lot subdivision to be known as "Hostetter Estates."
(ADOPTED)

[4901](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 13.65 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).
(ADOPTED)

[4902](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 6.60 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).
(ADOPTED)

[4903](#) AN ORDINANCE amending the zoning districts established pursuant to the Unified Development Code by changing a certain 4.2 ± acre tract from District AG (Agricultural) to District RE (Residential Estates).
(ADOPTED)

[4913](#) AN ORDINANCE appropriating \$1,050.00 from the undesignated fund balance of the 2016 Grant Fund in acceptance of the Summer Food Service Program for Children Grant awarded by the Missouri Department of Health and Senior Services, and authorizing the County Executive to execute an agreement for the expenditure of grant funds.
(ADOPTED)

[4914](#) AN ORDINANCE appropriating \$51,769.00 from the undesignated fund balance of the 2016 Special Obligation Bond Capital Project Fund for additional work and upgrades within the Regional Animal Shelter.
(ADOPTED)

[19291](#) A RESOLUTION authorizing the Director of Finance and Purchasing to execute a six-month extension to the lease agreement with D. Varalli Enterprises, LLC d/b/a Towne Square Professional Building for the furnishing of office space, at a cost to the County not to exceed \$10,668.00 in 2016 and \$24,935.00 over the life of the lease.
(ADOPTED)

[19292](#) A RESOLUTION awarding a contract for the furnishing of fencing for use by the Parks + Rec Department to Guier Fence Company of Blue Springs, MO at an actual cost to the County not to exceed \$24,389.00, under the terms and conditions of the City of Independence Contract No. 386-15, an existing government contract.
(ADOPTED)

[19293](#) A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of on-line legal publications and legal research services for use by the Prosecuting Attorney's Office, the County Counselor's Office, and the Medical Examiner to Lexis Nexis of Dayton, OH, as a sole source purchase.
(ADOPTED)

[19294](#) A RESOLUTION authorizing the County Executive to execute an Amendment to the Agreement for Medical Examiner services with the State of Missouri, for compensation payable to Jackson County.
(ADOPTED)

*Ordinance #4917 was moved to the Consent Agenda for perfection.
Ordinances #4900, 4901, 4902, 4903, 4913, 4914 and Resolutions #19291, 19293, 19294 were moved to the Consent Agenda for adoption.*

A motion was made by Dan Tarwater III, seconded by Tony Miller, to approve the Consent Agenda. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Excused: 1 - Dennis Waits

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

Theresa Byrd, Administrative Director - Field Service with the Jackson County Family Court, explained Ordinances #4919 and #4920.

[4919](#)

A motion was made by Alfred Jordan, seconded by Greg Grounds to perfect Ordinance #4919. The motion passed by a voice vote.

(PERFECTED)

[4919](#)

A motion was made by Alfred Jordan, seconded by Dan Tarwater III to suspend the rules to consider final passage of Ordinance #4919. The motion passed by a voice vote.

(APPROVED)

[4919](#)

A motion was made by Alfred Jordan, seconded by Tony Miller, to adopt Ordinance #4919, appropriating \$39,000.00 from the undesignated fund balance of the 2016 Grant Fund to cover the Independence Truancy Court School Contract program with the Independence School District. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Excused: 1 - Dennis Waits

(ADOPTED)

[4920](#)

A motion was made by Alfred Jordan, seconded by Dan Tarwater III to perfect Ordinance #4920. The motion passed by a voice vote.

(PERFECTED)

[4920](#)

A motion was made by Alfred Jordan, seconded by Dan Tarwater III to suspend the rules to consider final passage of Ordinance #4920. The motion passed by a voice vote.

(APPROVED)

[4920](#)

A motion was made by Alfred Jordan, seconded by Tony Miller, to adopt Ordinance #4920, appropriating \$292,967.00 from the undesignated fund balance of the 2016 Grant Fund, in acceptance of the Family Court Division's Juvenile Court Diversion Program grant received from the State of Missouri Division of Youth Services. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Excused: 1 - Dennis Waits

(ADOPTED)

[4921](#) A motion was made by Dan Tarwater III, seconded by Greg Grounds to perfect Ordinance #4921. The motion passed by a voice vote.
(PERFECTED)

[4921](#) A motion was made by Dan Tarwater III, seconded by Alfred Jordan to suspend the rules to consider final passage of Ordinance #4921. The motion passed by a voice vote.
(APPROVED)

[4921](#) A motion was made by Dan Tarwater III, seconded by Tony Miller, to adopt Ordinance #4921, appropriating \$975.00 from the undesignated fund balance of the 2016 Anti-Drug Sales Tax Fund in acceptance of additional funding provided by the Organized Crime Drug Enforcement Task Force for use by the Jackson County Drug Task Force for "Operation Squeaky Banjo.". The motion passed by a roll call vote:
Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin
Excused: 1 - Dennis Waits
(ADOPTED)

[4922](#) Enacting chapter 59., Jackson County Code, 1984, consisting of sections 5900., 5901., 5902., 5903., 5904., 5905., 5906., and 5907., relating to the use of tobacco and related products with a severability clause, a penalty provision, and an effective date.
(Assigned to the Health and Environment Committee.)
The Health and Environment Committee will have a hearing on November 7, 2016 regarding Ordinance #4922.

[4923](#) A motion was made by Scott Burnett, seconded by Greg Grounds to perfect Ordinance #4923. The motion passed by a voice vote.
(PERFECTED)

[4923](#) A motion was made by Scott Burnett, seconded by Greg Grounds to suspend the rules to consider final passage of Ordinance #4923. The motion passed by a voice vote.
(APPROVED)

[4923](#)

A motion was made by Scott Burnett, seconded by Greg Grounds, to adopt Ordinance #4923, appropriating \$88,195.00 from the undesignated fund balance of the 2016 General Fund to cover the cost of outside attorneys' fees for use by the Office of the County Counselor. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Excused: 1 - Dennis Waits

(ADOPTED)

Gina Robinson, Chief of Operations with the Jackson County Prosecutor's Office, explained Ordinance #4924.

[4924](#)

A motion was made by Alfred Jordan, seconded by Dan Tarwater III to perfect Ordinance #4924. The motion passed by a voice vote.

[4924](#)

A motion was made by Alfred Jordan, seconded by Dan Tarwater III to suspend the rules to consider final passage of Ordinance #4924. The motion passed by a voice vote.

(APPROVED)

[4924](#)

A motion was made by Alfred Jordan, seconded by Tony Miller, to adopt Ordinance #4924, repealing Schedule IV to Chapter 2, Jackson County Code, 1984, relating to the salaries of County associates not within the Merit System, and enacting, in lieu thereof, one new schedule relating to the same subject. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Excused: 1 - Dennis Waits

(ADOPTED)

[4925](#)

Appropriating \$350,000.00 from the undesignated fund balance of the 2016 Grant Fund in acceptance of the Smart Prosecution Initiative grant received from the U.S. Department of Justice for use by the Prosecuting Attorney's Office, and authorizing the County Executive to execute an agreement with California State University - Fresno Foundation for the furnishing of research and statistical analysis and consultation, at a cost to the County not to exceed \$70,000.00.

(Assigned to the Justice and Law Enforcement Committee.)

[4926](#)

Appropriating \$92,078.00 from the undesignated fund balance of the 2016 Anti-Drug Sales Tax Fund to fund a coordinator position related to the County's Prescription Drug Monitoring Program.

(Assigned to the Anti-Drug Committee.)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[19299](#)

Awarding a thirty-two month term and supply contract, for the furnishing of HVAC products, installation, and service for use by the Facilities Management Division of the Public Works Department to Johnson Controls of Milwaukee, WI, under the terms and conditions set forth in General Services Administration Contract No. GS-06F-0060P, an existing government contract.

(Assigned to the Public Works Committee.)

Dan Cummings, Officer in Charge - Jackson County Drug Task Force, explained Resolutions #19300 and #19303.

[19300](#)

A motion was made by Dan Tarwater III, seconded by Greg Grounds, to adopt Resolution #19300, authorizing the County Executive to execute an addendum to the lease agreement with EL, LLC, for the furnishing of office space for use by Jackson County Drug Task Force, at no cost to the County for 2016. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Excused: 1 - Dennis Waits

(ADOPTED)

[19301](#)

Authorizing the County Executive to execute agreements with certain organizations to provide services in connection with the 2016 Christmas in the Park event, at an aggregate cost to the County not to exceed \$40,000.00.

(Assigned to the Land Use Committee.)

[19302](#)

A motion was made by Dan Tarwater III, seconded by Theresa Galvin, to adopt Resolution #19302, recognizing Cancer Action, Inc., for its service to those individuals with cancer in our community and their families. The motion passed by a roll call vote:

Yes: 7 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Dan Tarwater III, Greg Grounds and Theresa Galvin

Absent: 1 - Alfred Jordan

Excused: 1 - Dennis Waits

(ADOPTED)

[19303](#)

A motion was made by Scott Burnett, seconded by Garry J. Baker, to adopt Resolution #19303, awarding a forty-five month term and supply contract for the furnishing of fleet fuel cards for use by various County departments to WEX Bank f/k/a Wright Express Financial of Midvale, UT, under the terms and conditions of State of Missouri Contract No. CC160898001, an existing government contract. The motion passed by a roll call vote:

Yes: 8 - Garry Baker, Crystal Williams, Tony Miller, Scott Burnett, Alfred Jordan, Dan Tarwater III, Greg Grounds and Theresa Galvin

Excused: 1 - Dennis Waits

(ADOPTED)

[19304](#)

Authorizing the Director of Finance and Purchasing to execute a contract with Laclede Gas Company d/b/a Missouri Gas Energy for the installation of natural gas pipelines and meters related to the Fleming Park Maintenance Facility Project, No. 3200, at a cost to the County in the amount of \$36,006.00, as a sole source purchase.

(Assigned to the Land Use Committee.)

12 COUNTY EXECUTIVE ORDERS

None.

13 UNFINISHED BUSINESS

None.

14 NEW BUSINESS

None.

15 ADJOURNMENT

A motion was made by Dan Tarwater III, seconded by Tony Miller, to adjourn the meeting. The motion passed by a voice vote.

Meeting adjourned until Monday, November 7, 2016 at 2:30 P.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.